

## **MINUTES**

### **MONTANA SENATE 58th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON HIGHWAYS AND TRANSPORTATION**

**Call to Order:** By **CHAIRMAN EDWARD BUTCHER**, on January 23, 2003  
at 3 P.M., in Room 405 Capitol.

#### **ROLL CALL**

**Members Present:**

Sen. Edward Butcher, Chairman (R)  
Sen. Duane Grimes, Vice Chairman (R)  
Sen. Sherm Anderson (R)  
Sen. Vicki Cocchiarella (D)  
Sen. Mike Cooney (D)  
Sen. Aubyn Curtiss (R)  
Sen. Bob DePratu (R)  
Sen. Dan Harrington (D)  
Sen. Sam Kitzenberg (R)  
Sen. Jerry O'Neil (R)  
Sen. Gerald Pease (D)  
Sen. Glenn Roush (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Pat Murdo, Legislative Branch  
Roberta Opel, Committee Secretary

**Video-Taped Committees:** This is the video log of a committee hearing. The log provides a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

**Committee Business Summary:**

Hearing & Date Posted: SB 223, 1/23/2003; SB 217,  
1/23/2003

**HEARING ON SB 223**

**Opening Statement by Sponsor:** SENATOR WALTER MCNUTT, SD 50, Sidney, presented SB 223; allowing evidence regarding seat belt use to be admissible in a civil action.

**Proponents:**

3:16pm Spook Stang, MT. Motor Carriers Association

**EXHIBIT(his14a01)**

3:20 pm John Sullivan, Defense Trial Lawyer's Association

3:26pm Steve Turkiewicz, MT. Auto Dealers Association

3:28pm Susan Good, representing surgical specialists

3:30pm Cary Hegreberg, MT. Contractor's Association

**Opponents:**

3:31pm Al Smith, MT. Trial Lawyer's Association

3:42pm Roland Ducocher, Great Falls, representing himself

3:52pm Rick Pyfer, Helena, personal injury attorney

**Questions from the Committee:**

4:03pm Begin

4:22pm End

20 min Time elapsed

**Closing by Sponsor:**

4:23pm **SEN. MCNUTT** closed the hearing on SB 223.

**HEARING ON SB 217**

**Opening Statement by Sponsor:** SEN. DALE MAHLUM, SD 35, Missoula, opened on SB 217; regarding child safety restraints for children.

**Proponents' Testimony:**

4:27pm Wade D. Herbert, representing himself

4:29pm Tyler Soderberg, Helena, **EXHIBIT(his14a02)**

4:31pm Shawn Driscoll, representing the Dept. of Justice

4:32pm Pat Melby, MT. Medical Association, representative

4:33pm Elizabeth Askew, ST. Patrick's Hospital, Missoula

4:34pm Jessica Neumayer, representing herself

4:38pm Vickie Soderberg, Helena,

4:40pm Steve Yeakel, lobbyist, on behalf of the MT. Council on Maternal and Child Health

**Opponents' Testimony:** None

**Informational Testimony:**

4:43pm Patty Carrell, MT Safe Kids Coalition

**EXHIBIT (his14a03) EXHIBIT (his14a04) 8**

**EXHIBIT (his14a05) EXHIBIT (his14a06)**

4:43pm Stephanie Neumayer **EXHIBIT (his14a07) EXHIBIT (his14a08)**

**Questions from Committee Members and Responses:**

4:48pm Begin

5:01pm End

14 min Elapsed time

**Closing by Sponsor:**

5:03pm **SEN. MAHLUM** closed on SB 217.

**ADJOURNMENT**

Adjournment: 5:04 P.M.

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SEN. ED BUTCHER, Chairman

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ROBERTA OPEL, Secretary

EB/RO

**EXHIBIT** (his14aad)